

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re U.S. Patent No. 6,776,346 B1)
SONZOGNI ET AL.)
)
Issued: AUGUST 17, 2004)
)
For: SECURED ACCESS DEVICE WITH)
CHIP CARD APPLICATIONS)
)

REQUEST FOR RECONSIDERATION OF
ISSUANCE OF A CORRECTED PATENT
UNDER RULE 1.322(b)

Commissioner for Patents

Sir:

Patentees request reconsideration of a Request for a Certificate of Correction under 37 CFR § 1.322(b).

On August 24, 2001, Patentees filed a national phase application. The transmittal indicated the filing included the submission of a Preliminary Amendment and a Substitute Specification. The Substitute Specification included both a clean version and a marked-up version in accordance with 37 CFR § 1.125.

During the prosecution of the application, the only Amendment to the specification was made by the Examiner in an Examiner's Amendment. The Amendment included a statement at the beginning of the specification identifying the application as a 371 application.

Upon issuance of the Patent, the Patent Office printed the Patent based on the English translation of the International Application and not the Substitute Specification filed on August 24, 2001.

The original Request for Certificate of Correction in accordance with the provisions of 37 CFR § 1.322(b) submitted on 17 November 2004, was denied stating, "The request for Certificate of Correction filed November 23, 2004 includes specification that would make the scope of the invention broader and claims that were canceled previously."

The request for a Certificate Of Correction only replaces the specification and abstract with the substitute specification as reviewed by the Examiner during prosecution. The claims as printed in the above-identified Patent are accurate.

Accordingly, as the nature of the mistakes which were made on the part of the Patent Office are such that a Certificate Of Correction is inappropriate, Patentees, through their undersigned attorney of record, respectfully request reconsideration of the Request for a Certificate of Correction in accordance with the provisions of 37 CFR § 1.322(b), that the Commissioner of Patents issue a corrected patent in lieu of a Certificate Of Correction.

The corrections to be made are of consequence to provide the proper recitation in the specification and abstract. Since these errors are printing errors of the Patent Office, such corrected patent should be issued at no expense to the Patentee. Accordingly, issuance of a corrected patent in lieu of a certificate of correction is respectfully requested.

Respectfully submitted,

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